

Maine Revised Statutes
Title 34-A: CORRECTIONS
Chapter 1: GENERAL PROVISIONS

§1811. COUNTY CORRECTIONS CAPITAL IMPROVEMENT FUND

1. Fund established. The County Corrections Capital Improvement Fund, referred to in this section as "the fund," is established.

[2013, c. 598, §27 (NEW) .]

2. Capital investment plan; capital expenditure budget. The board shall prepare a 10-year system-wide capital investment plan to be used to determine capital projects that can be funded for each county jail facility from the fund. The board shall report on the status of the capital investment plan to the Legislature by no later than January 15th of each first regular session of the Legislature. The board shall contract with an independent entity with expertise in developing a capital investment plan for correctional facilities to assist in developing the plan.

The board shall develop a capital expenditure budget for each county jail facility based on the capital investment plan to be submitted by each county with the operational budget for inclusion in the biennial budget or as required by the State Budget Officer.

[2013, c. 598, §27 (NEW) .]

3. Budget growth factor. The capital expenditure budget under subsection 2 must include a budget growth factor pursuant to Title 30-A, section 710, subsection 1-A that is approved by the Department of Administrative and Financial Services.

[2013, c. 598, §27 (NEW) .]

4. Rules. The board shall adopt rules governing the capital expenditure budget that take into consideration but are not limited to the following:

- A. The age of the county jail facility; [2013, c. 598, §27 (NEW) .]
- B. The condition of the county jail facility; [2013, c. 598, §27 (NEW) .]
- C. Inmate and employee safety; [2013, c. 598, §27 (NEW) .]
- D. The needs of the system-wide correctional system; [2013, c. 598, §27 (NEW) .]
- E. Improvements necessary for the county jail facility to be more efficient; and [2013, c. 598, §27 (NEW) .]
- F. Any other criteria the board determines necessary. [2013, c. 598, §27 (NEW) .]

[2013, c. 598, §27 (NEW) .]

5. Verification of emergency capital requests. In cases of emergency, if there are insufficient funds in the fund and in the retained funds of the affected county, the board may approve transfer of funds from the State Board of Corrections Operational Support Fund program. The board shall verify emergency capital requests based on criteria established by the board. The board shall:

- A. Develop a uniform request form; [2013, c. 598, §27 (NEW) .]
- B. Require backup information documenting the emergency; and [2013, c. 598, §27 (NEW) .]

C. Require evidence that the county used the most efficient procurement process possible under the emergency circumstances. [2013, c. 598, §27 (NEW) .]

[2013, c. 598, §27 (NEW) .]

6. Reports to the board. Any payments made from the State Board of Corrections Operational Support Fund program that are not required to be approved by the board must be reported to the board in advance and included in financial reports on the State Board of Corrections Operational Support Fund program.

[2013, c. 598, §27 (NEW) .]

SECTION HISTORY

2013, c. 598, §27 (NEW) .

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